

**LISTING OF CLAIMS****Claim 1—(Currently Amended)**

A wire rack for grilling chicken legs in a vertical position on a barbecue with the leg joint on the upper end and the meaty portion at the lower end comprising:

a base comprising a three sided wire rectangle having two parallel wire portions joined by a unitary wire cross portion at one end;

a wire cross member mounted to the other ends of the parallel portions and forming a base rectangle square;

a vertical portion extending upwardly a predetermined distance from each end of the parallel wire portions, [said] an upper portions portion curving inwardly parallel to the cross-member at each end for a set distance and then outwardly parallel to the base parallel portions to a point vertically above the base cross portion said upper portions having a portion extending inwardly parallel to the outwardly extending portion to form a slot therebetween; and

a wire portion extending outwardly from the portion forming a slot at each end and then extending upwardly to form a handle slot therebetween.

**Claim 2—(Original)**

A wire rack for grilling chicken legs in accordance with Claim 1 wherein:

the slots each accommodate at least three chicken legs mounted therein.

**Claim 3—(Original)**

A rack for grilling chicken legs in accordance with Claim 1 wherein:

the handle slot accommodates two chicken legs mounted therein.

**Claim 4—(Original)**

A rack for grilling chicken legs in accordance with Claim 1 wherein:

the base, vertical portions and handle comprise a uniform wire of a predetermined size; and

the cross member is a separate wire welded to the base.

**Claim 5—(Currently Amended)**

A wire rack for grilling chicken legs in a vertical position on a barbecue with the leg joint on the upper end and the meaty portion at the lower end comprising:

a rectangle wire base;

a pair of parallel vertical portions extending upwardly from the base;

a portion extending outwardly and then inwardly at each end of the vertical portion to form a slot therebetween; and,

a portion extending inwardly and then outwardly upwardly at an angle from each end of the slot to a slotted portion parallel to the base to form a handle therebetween.

**Claim 6—(Currently Amended)**

A wire rack for grilling chicken legs in accordance with Claims 1 [and] or 5 wherein:

the rack comprises a plastic wire for microwaving purposes.

**Claim 7—(Currently Amended)**

A wire rack for grilling chicken legs in accordance with Claims 1 [and] or 5 wherein:

the handle facilitates nesting a plurality of racks.

**Claim 8—(Currently Amended)**

A wire rack for grilling chicken legs in accordance with Claims 1 [and] or 5 wherein:

the wire comprises a flexible 4 mm nickel chrome steel which permits releasing the chicken legs from the slots by spreading the vertical portions apart.

**Claim 9—(Currently Amended)**

A wire rack for grilling chicken legs in accordance with Claims 1 [and] or 3 wherein:

the handle portions extend upwardly at an angle of approximately 40 degrees.

**Claim 10—(Cancelled)**



## UNITED STATES PATENT AND TRADEMARK OFFICE

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## NOTICE REQUIRING EXCESS CLAIMS FEES

The excess claim(s) filed on 7/1/05 is not accompanied by the appropriate payment of excess claims fees set forth in 37 CFR 1.16(h)-(j) or 1.492(d)-(f). Excess claims fees are required for each claim in independent form in excess of three (§ 1.16(h)), each claim (whether dependent or independent) in excess of twenty (note that § 1.75(c) indicates how multiple dependent claims are considered for fee calculation purposes) (§ 1.16(i)), and each application that contains a multiple dependent claim (§ 1.16(j)).

Since the application is not under a final rejection, applicant is given a time period of ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, to submit either: (1) the fee payment of \$ 180, or (2) an amendment in compliance with 37 CFR 1.121 that cancels the excess claim(s), in order to avoid ABANDONMENT. Extensions of this time period may be granted under 37 CFR 1.136, unless the excess claim(s) was presented in a preliminary amendment.

- 1. The funds in Deposit Account No. \_\_\_\_\_ are insufficient to cover the entire fee due. The balance is due within the time period set forth in this notice. See note below regarding the appropriate service charge.
- 2. The Credit Card payment to cover the entire fee due to Account \_\_\_\_\_ (Card type + last 4 digits ONLY) was refused. The balance is due within the time period set forth in this notice. See note below regarding the appropriate service charge.
- 3. The amendment that includes the excess claim(s) has not been entered, since applicant has failed to remit (or authorize charge to a Deposit Account or Credit Card) the fee as indicated on the attached Patent Application Fee Determination Record (PTO/SB/06). Remittance or authorization is due within the time period set forth in this notice.
- 4. The fee submitted in this application is insufficient. A balance of \$ \_\_\_\_\_ is due for presentation of excess claims (37 CFR 1.16(h)-(j) or 1.492(d)-(f)).
- 5. Other.

Explanation (Provide specific details of the required correction in order to assist the applicant. Indicate whether a service charge has been added to the fee due):

First presentation of multiple dependent claims require a fee submission/authorization to charge \$ 180

THE AMOUNT OF THE FEE(S) DUE IS SUBJECT TO CHANGE, GENERALLY ON OCTOBER 1 OF EACH YEAR (37 CFR 1.16, 1.21 & 1.492). THE AMOUNT OF THE FEE(S) DUE IS DETERMINED AS OF THE DATE A COMPLETE REPLY WITH THE APPROPRIATE FEE(S) IS RECEIVED BY THE OFFICE (37 CFR 1.8 & 1.10). BECAUSE THE AMOUNT DUE IS SUBJECT TO CHANGE, IT IS RECOMMENDED THAT APPLICANT CHECK THE CURRENT FEE SCHEDULE WHICH IS AVAILABLE ON THE USPTO'S WEBSITE AT: <http://www.uspto.gov/vnvt/official/acq/fees.htm>

Service Charges: There is a \$50 service charge for processing each payment refused (including a check returned "unpaid") or charged back by a financial institution (37 CFR 1.21(m)). There is a \$25.00 service charge for each month when the balance of a deposit account is below \$1000 at the end of the month (37 CFR 1.21(b)(2)).

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Technical Support Staff (TSS)

Note to TSS: Please do NOT use this notice if the application is under a final rejection.